

The York County Board of Commissioners met according to law on May 18, 2010 at 9:35 a.m. as per notice in the York News Times on May 13, 2010, with Chairman Augustus M. Brown, Jr., with Steve Neujahr, Eugene Bergen, Kurt Bulgrin and Patricia Bredenkamp. Also present were Melanie Wilkinson, correspondent for the York News Times; Bill Bamesberger, Tom Shellington and Pete Walbrecht.

The agenda of the meeting was posted on the bulletin board in the County Clerk's office and a copy of the agenda was made available to each Commissioner.

Brown announced that the Open Meetings Law was posted outside the door along with a copy in the back of the Board room. Proof of publication was also available.

The Board met with Elected Officials and Department heads prior to the regular meeting. No action was taken.

Moved by Bulgrin, seconded by Bergen to approve the minutes of the York County Commissioners meeting of Tuesday, May 4, 2010; roll call on the main motion: yeas; Bulgrin, Bergen, Neujahr, Bredenkamp and Brown; nays, none; motion carried.

Moved by Bredenkamp, seconded by Bulgrin to amend the minutes and correct the Murphy Tractor bid Trade-in Allowance to \$30,000.00 and the total cost to \$88,445.00; roll call: yeas, Bredenkamp, Bulgrin, Bergen, Neujahr and Brown; nays, none; motion carried.

Moved by Neujahr, seconded by Bredenkamp to adopt the agenda; roll call: yeas, Neujahr, Bredenkamp, Bergen, Bulgrin and Brown; nays, none; motion carried.

The Board reviewed the General Assistance requests.

Moved by Bulgrin, seconded by Neujahr to approve General Assistance Case #10-18 for utilities payable to NPPD in the amount of \$342.03; roll call: yeas, Bulgrin, Neujahr, Bergen, Bredenkamp and Brown; nays, none; motion carried.

Moved by Bergen, seconded by Bredenkamp to approve General Assistance Case #10-19 for rent payable to York Housing Authority (landlord) in the amount of \$315.00; roll call: yeas, Bergen, Bredenkamp, Bulgrin and Neujahr; nays, Brown; motion carried.

Moved by Neujahr, seconded by Bergen to deny Case #10-20 for rent as not all income information was provided; roll call: yeas, Neujahr, Bergen, Bredenkamp, Bulgrin and Brown; nays, none; motion carried.

Moved by Bredenkamp, seconded by Neujahr to approve Case #10-21 for rent payable to Norm Green Realty (landlord) in the amount of \$315.00; roll call: yeas, Bredenkamp, Neujahr, Bergen, Bulgrin and Brown; nays, none; motion carried.

The Board reviewed the lease bids for the Road Department loader.

Moved by Neujahr, seconded by Brown to take the recommendation of the Highway Superintendent and go with Option #2 John Deere loader; roll call: yeas, Neujahr, Brown and Bergen; nays, Bredenkamp and Bulgrin; motion carried.

An amendment to the 1 and 6 year Road and Bridge Program was discussed. Highway Superintendent, Robb is requesting to move Project B-960 relating to the bridge located at Leroy Township between Sections 3 and 10 in Township 10, Range 2 up to the 1 year road and bridge program.

Moved by Neujahr, seconded by Bergen to adopt Resolution #10-32; roll call: yeas, Neujahr, Bergen, Bredenkamp, Bulgrin and Brown; nays, none; motion carried.

RESOLUTION #10-32

WHEREAS the York County Board of Commissioners at its regularly scheduled meeting on May 18, 2010 met with the York County Highway Superintendent and determined that the following project, which is on the 6 year road and bridge program, should be added to the 1 year road program, to-wit: Project #B-960 which relates to construction project described as replacing a small concrete bridge because of the concrete bridge condition and for future road improvements located at Leroy Township, Section 3-10, T10N, R2W; or on Road 12, between Roads O & P.

WHEREAS, advancement of these projects is in the public interest and for the public good; and

WHEREAS, notice of this York County Board meeting was published as provided by law; and

NOW THEREFORE BE IT RESOLVED THAT THE Board amends the 1 and 6 year program to provide that Project B-960 relating to the bridge located at Leroy Township, Section 3-10, T10N, R2W; on Road 12, between Roads O & P shall be added to the 1 year road and bridge program.

Dated this 18th day of May, 2010.

Also reviewed was a request by Robb to request relaxation of standards for Project No. YOC-10-10-2 (B-960 and B954 on the North side of section 10-10-2), this would allow the county to place box culverts designed for HS-20 loading.

Moved by Bulgrin, seconded by Bergen to adopt Resolution #10-33 for a request to relax standards for project YOC-10-10-2 (2 culverts); roll call: yeas, Bulgrin, Bergen, Bredenkamp, Neujahr and Brown; nays, none; motion carried.

RESOLUTION #10-33

RESOLUTION OF THE BOARD OF COMMISSIONERS OF York County, Nebraska

WHEREAS, York County is responsible for Bridges and Culverts 48” and over, and

WHEREAS, Project No. YOC-10-10-2 on the North side of section 10-T10N-R2W was designed prior to October of 2010, and

WHEREAS, relaxation of standards is necessary to replace these structures with new concrete box culverts (2) designed for HS-20 loading using the LFD methodology, and

WHEREAS, relaxation of standards is necessary from the adopted HL93 design standard to design standard of HS-20 loading.

THEREFORE BE IT RESOLVED, that at the request of the York County Highway Superintendent that the York County Board of Commissioners approve the request for the relaxation of standards for project No. YOC-10-10-2, otherwise known as York County One-Six Project numbers B-960 and B-954, on the North side of section 10-T10N-R2W.

Passed and Approved this 18th day of May, 2010.

Supplemental Agreement #3 between the State of Nebraska Dept of Roads and York County for project STPE-2690 (3) Lushton Northeast was reviewed. Under the agreement, an update was made to the Responsible Charge language and new invoice policy. In November 2009, funding of the project was changed to 80/20%.

Moved by Bulgrin, seconded by Bergen that the York County Board of Commissioners agree to sign Supplemental Agreement #3 with the Nebraska Department of Roads for Project STPE-2690(3) and adopt Resolution #10-34; roll call: yeas, Bulgrin, Bergen, Bredenkamp, Neujahr and Brown; nays, none; motion carried.

RESOLUTION #10-34

STPE-2690(3) SUPPLEMENT No. 3

Whereas: Augustus M. Brown, Jr., representative of York County Board of Commissioners and the Nebraska Department of Roads (NDOR) have previously executed a Project Program Agreement for a transportation project for which the Local Public Agency (LPA) would like to obtain Federal funds;

Whereas: Augustus M Brown, Jr. understands that it must continue to strictly follow all Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

Whereas: Augustus M Brown, Jr and NDOR wish to enter into a Supplemental Project Program Agreement setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.

Be It Resolved: by the Board of Commissioners/ Augustus M Brown, Jr that:

Augustus M Brown, Chairman of the Board of Commissioners is hereby authorized to sign the attached Supplemental Project Program Agreement Project No. STPE-2690(3) Supplemental Agreement No. 3 between Augustus M. Brown Jr. Chairman of the Board and NDOR.

York County, through Augustus M Brown, Jr. Chairman of the Board of Commissioners is committed to providing local funds for the project as required by the Project Program Agreement and any Supplemental Project Program Agreements.

NDOR Project Number STPE-2690(3) Supplemental Agreement No. 3

NDOR Control Number 42372,

Lushton Northeast.

Adopted this 18th day of May, 2010.

A request was also made by Robb to be appointed as the authorized representative for York County for the federally declared disaster FEMA-1902-DR.

Moved by Neujahr, seconded by Bergen to authorize the Chairman to sign a letter of appointment for Don Robb as the Authorized Representative for FEMA-1902-DR; roll call: yeas, Neujahr, Bergen, Bulgrin, Bredenkamp and Brown; nays, none; motion carried.

Brenda Scavo, County Treasurer introduced Gayla Knight and requested that the Board grant their approval of her appointment as Deputy County Treasurer.

Moved by Bredenkamp, seconded by Bulgrin to adopt Resolution #10-35 to approve the appointment of Gayla Knight as Deputy County Treasurer and to set her salary at \$16.39 per hour and that after her probationary period she be increased to full deputy salary; roll call: yeas, Bredenkamp, Bulgrin, Bergen, Neujahr and Brown; nays, none; motion carried.

RESOLUTION #10-35

WHEREAS, the York County Board of Commissioners have been advised that Deputy Treasurer, Beverly Nelson has resigned her position effective April 30, 2010; and

WHEREAS, the Board has been advised by County Treasurer, Brenda Scavo that Gayla Knight is a suitable candidate and should be promoted to the position of Deputy Treasurer and that her salary should be set at \$16.39 per hour during the probationary period;

NOW, THEREFORE, BE IT RESOLVED, that the County Board hereby approves and consents to the appointment of Gayla Knight to the position of Deputy County Treasurer for York County, Nebraska effective May 18, 2010 with an hourly salary of \$16.39 and that at the time of review, she be eligible for the full deputy salary.

Dated this 18th day of May, 2010.

Due to the severe winter weather and poor road conditions, a large amount of gravel/rock had to be purchased and disbursed throughout the county roads.

Moved by Bulgrin, seconded by Neujahr to pay \$125,000.00 for rock and gravel out of the Inheritance Tax Fund; roll call: yeas, Bulgrin, Neujahr, Bergen, Bredenkamp and Brown; nays, none; motion carried.

Gary Peterson, York/Seward County Emergency Manager, came before the Board to request approval of a job description for a part-time Deputy Emergency Manager and approval to apply for an Emergency Management Performance Grant.

Moved by Bulgrin, seconded by Bredenkamp to approve the job description for the Deputy Emergency Manager for York County with changes to add that it be subject to passing a drug and physical capacity test and that a background check be conducted; roll call: yeas, Bulgrin, Bredenkamp, Neujahr, Bergen and Brown; nays, none; motion carried.

Deputy Emergency Manager (Job Description)

The York County Deputy Emergency Management Director will assist the Director in the coordination of all the components of the emergency management system in the local jurisdiction. The Deputy Director will also assist the Director in developing an effective disaster mitigation, preparedness, response and recovery system for York County. In the absence of the Director, the Deputy Director shall direct the emergency management organization and be the principal advisor to the County Board and other political sub-divisions in disaster matters. As such, in time of disaster, he or she shall coordinate the disaster response, subject to the direction and control of the governing bodies.

The Deputy Director as required will be involved in the day to day administration and operation of the agency under the direction of the Director.

The Deputy Director may be called upon in assisting with the promulgation and maintenance of the local emergency operations plans for the county and all of the LEOP annexes including hazardous materials.

In the absence of the Director, the Deputy Director shall be responsible for public relations on a regular basis.

The Deputy Director shall be designated as a part-time position and wage will be based on experience and qualifications. Any employee benefits will be determined by County Policy.

Job responsibilities shall include but are not limited to:

1. In the absence of the Director, keeping the respective County Board fully informed of emergency management issues and to notify state and local officials of emergency situations.
2. Identify and analyze the natural and technological hazards that pose potential threats and significant consequences to the York County area.
3. Work with local officials in the development of hazard mitigation programs to eliminate or reduce potential hazards.
4. Identify personnel and material from government or the private sector sources that would be available in an emergency.
5. Assist in the planning and implementation of exercises to allow key officials the opportunity to practice directing coordinated operations under simulated emergency conditions.
6. The Deputy Director will submit a monthly activity report to the Director for review by the County Board.
7. If applicable, participate on their respective Courthouse Safety Committee.
8. Operation of the emergency operations center as needed.
9. Assist with National Incident Management System (NIMS) compliance activities.
10. To pass a Physical Capacity Test
11. To pass a Drug Test
12. To pass a Background Check

Qualifications

High School diploma or equivalent and valid driver's license is required. Applicants must show evidence of experience in occupations, which, by their nature, extent, and progressive importance, demonstrate the individual's ability to manage the entire emergency management program in the absence of the Director. The applicant will complete required NIMS courses within six months and become certified as an emergency manager within two years of employment. Experience in emergency operations is desired.

The Emergency Manager advised the Board of the EMPG Grant which he will be applying for.

The grant is as follows:

Emergency Management: \$53,000 (Last years request was \$49,525 and we were awarded \$46,653)

Mass Notification System: \$12,000

E911 (Seward): \$15,000

Bee VFD: \$4,000

Milford VFD: \$6,000

York Fire: \$10,000

Seward VFD: \$5,000

Total 2010 EMPG Request: \$105,000

There were no interfund transfers to be brought before the Board.

The Board reviewed the payroll and vendor claims.

Moved by Bergen, seconded by Bulgrin to approve payroll in the amount of \$111,074.26 and vendor claims; roll call: yeas, Bergen, Bulgrin, Bredenkamp, Neujahr and Brown; nays, none; motion carried.

<u>Fund</u>	<u>Name</u>	<u>Description</u>	<u>Total</u>
Rd	Ace Irrigation and Mfg	Culverts	242.40
Rd	Ace Machine Shop and Sales Inc.	Guard Posts	494.50
Gen	Automated Systems	Office Equipment	82.00
Aging	Bag N Save	Supplies	1,997.55
Rd	Barrett Bros. Inc.	Repair Parts	53.15
Gen	Blue Knight Security, Inc.	Security Contract	696.00
Gen	Marjorie Braman	Retirement	11.00
Rd	Car Parts	Repair Parts	252.56
Gen	Centre Place Dental, P.C.	Medical-Prisoners	150.00
Gen	Gary Charlton	Retirement	11.00
Gen	Teresa Contatore	Mileage	6.50
Data Proc	Cornerstone Bank	Data Proc Equipment	60.05
Weed	Crop Production Services	Weed Control	1,667.88
Gen, Rd	Cross-Dillon Tire	Tire Repair	714.52
Data Proc	Data Tech Computer Services	Data Proc Equipment	300.00
Gen	Dawson County Sheriff	Court Costs	18.00
Rd	Del-Ray Quality	Repair Parts	70.00
Rd	Dibbern Machine	Repair Labor	96.00
Gen	Candace Bottorf Dick	Attorney Fees	645.00
Gen	Dodge County Sheriff's Office	Court Costs	7.59
Gen	Donna's Computer Sales & Service	Office Equipment	35.00
Aging	Karen Doran	Mileage	38.00
Gen	Douglas County Sheriff	Court Costs	19.06
Gen	Dugan Business Forms	Data Proc Costs	1,436.97
Gen, Aging	Eakes Office Plus	Office Supplies	1,901.87
Gen	Election Systems & Software, Inc.	Voting Supplies	4,142.84
Visitors Prom	Fairway Outdoor Advertising, LLC	Billboard Rental	435.00
Rd	Farm Plan	Repair Parts	76.55
Rd	Fehlhafer's Inc.	Repair Parts	20.00
Gen	Fillman Law Offices	Attorney Fees	615.00
Rd	Filter Care	Repair Parts	199.10
Gen	First Concord Benefits Group, LLC	Insurance	4,996.23
Rd	Friesen Chevrolet, Inc.	Repair Parts	75.28
Rd	Garrett Tires & Treads – GI	Tire Repair	181.90
Gen	Graham Tire Lin. North	Tire Repair	2,355.04
Gen, Aging	Grand Central Foods	Supplies	3,190.00
Gen	Great Plains Pest Management, Inc.	Janitorial Supplies	52.00
Aging	Carolyn Hambleton	Mileage	38.00
Gen	Hasler Financial Services, LLC	Office Equipment	798.00
Gen	Harry Hecht	Retirement	16.00
Gen	Hitz Towing, Inc.	Vehicle Maintenance	146.00
Aging	Vanee Holtmeier	Mileage	32.50
Gen	Hometown Leasing	Data Proc Equipment	346.96
Rd	Hooker Bros. Sand & Gravel, Inc.	Gravel	13,562.02
Gen	Jack's Uniforms & Equipment	Uniform Allowance	57.69
Rd	Jackson Services Inc.	Shop Supplies	75.62
Rd	John Kohl Auto Center, Inc.	Repair Parts	21.00
Rd	Johnson Sand & Gravel Co, Inc.	Gravel/Rock	5,392.90
Rd	Kimball Midwest	Repair Parts	483.77
Gen	Kopchos Sanitation, Inc.	Garbage	140.00
Gen	Eileen Krumbach	Mileage	162.97
Gen	Latimer Reporting	Court Costs	526.10
Rd	Linweld, Inc.	Repair Parts	507.39
Rd	Logan Contractors Supply Inc.	Asphaltic	627.00
Gen, Aging	Mainstay Technologies LLC	Office Equipment	149.95
Aging	Jerri Merklinger	Mileage	48.50
Gen	Microfilm Imaging Systems, Inc.	Data Proc Equipment	256.75
Gen	Miller Seed & Supply Co., Inc.	Building Ground Maintenance	144.50
Gen, Data Proc	MIPS Inc.	Data Proc Costs	582.63
Gen	Mogul's Transmission, Inc.	Vehicle Maintenance	434.46
Gen	Jeanne Morand	Court Costs	367.25
Gen	Naber's Repair Service	Building Maintenance	3.54
Gen	Ne Association of County Officials	Supplement	24.95
Gen	Ne Criminal Defense Attorneys	Registration	175.00
Gen	Ne Dept of Motor Vehicles	Court Costs	16.00
Gen, Rd	Ne Public Power District	Electricity	322.73
Rd	Ne Truck & Equipment Co. Inc.	Repair Parts	566.61
Gen	Steve Neujahr	Mileage/Meals	73.50
Rd	Nichols Construction Co	Gravel	2,505.20

Rd	Nitro Construction Inc.	Rock	1,200.42
Rd	NMC Exchange LLC	Grader Blades	2,713.39
Aging	Anita Norquest	Mileage	48.50
Gen	North Office Supply	Office Supplies	180.67
Rd	O'Reilly Auto Parts	Repair Parts	58.02
Rd	Overland Sand & Gravel Company	Gravel/Rock	4,140.12
Gen	Paper Tiger Shredding	Shredding Services	35.00
Rd	Penner's Tire & Auto, Inc.	Repair Parts/Labor	29.49
Rd	Perennial Public Power District	Electricity	62.96
Gen	Gerald Peterson	Mileage	76.00
Gen	Pieper's Inc.	Building Maintenance	106.00
Gen	Platte Valley Communications	Building Maintenance	293.21
Rd	Precision Industries	Shop Supplies	47.19
Gen	Pro Printing & Graphics	Voting Supplies	203.48
Rd	Rasmussen Auto Parts	Shop Supplies	63.46
Gen	Redfield & Company, Inc.	Office Supplies	479.00
Gen	Melvin Reetz	Retirement	12.00
Gen	Amanda Ring	Mileage	37.50
Rd	Safety-Kleen Systems	Equipment Rental	363.76
Gen	Don Sandman	Mileage/Meals	616.97
Rd	Sapp Bros. Petroleum, Inc.	Fuel	837.16
Visitors Prom	Bob Sautter	Mileage	78.00
Emer Mngt	Seward County Courthouse	Office Expenditures	3,328.18
Gen	Sleuth Software	Maintenance Agreement	1,435.62
Rd	Speece Lewis Engineers	Engineering	4,445.00
Gen	Stahr and Associates	Contractual Services	1,700.00
Data Proc	State of Ne Das Central Finance	Data Proc Equipment	48.25
Gen	Bruce Stephens	Court Costs	817.50
Gen	Telephone Systems of Nebraska, Inc.	Office Equipment	75.00
Rd	Titan Machinery	Repair Parts	60.40
Rd	Tom Dinsdale Chevrolet	Repair Parts/Labor	2,735.55
Rd	Toofast Supply	Shop Tools	184.99
Gen	Kelly Turner	Mileage/Meals	28.77
Gen	UNL Computer Store	Office Equipment	132.00
Gen	Verizon Wireless Services LLC	Telephone Service	370.49
Rd	Village of Bradshaw	Electricity	9.38
Rd	Village of McCool Junction	Water/Sewer	33.00
Gen	Sue Volkmer	Mileage	10.00
Visitors Prom	Web Tech Solutions	Website Maintenance	90.00
Rd	Weldon Industries	Repair Parts	1,059.55
Gen	Eric Williams	Attorney Fees	1,650.00
Gen, Data Proc, Aging, 911, Rd, Relief	Windstream Communications	Telephone Service	5,492.07
Visitors Imprv	York County Ag Society	Building Grant	55,000.00
Visitors Prom	York County Development Corp	Office Expenditures	6,810.11
Gen	York County District Court	Court Costs	625.00
Gen, Weed	York County Highway Dept.	Fuel	3,208.56
Rd	York Equipment, Inc.	Repair Parts	26.34
Gen, Drug Test	York General Hospital	Drug & Alcohol Test	334.00
Gen	York Medical Clinic PC	Medical-Prisoners	81.02
Gen, Visitors Prom, Aging, Rd	York News-Times	Publication	3,421.29
Gen, Aging	York Wholesale Company	Board of Prisoners	1,250.38
Gen	Gary Zoubek	Mileage	198.50
Gen	Election Workers		7,392.14

Lori Byers, Program Manager for the York County Aging Services requested that the Board appoint 3 persons to the Aging Service Commission. Janelle Schachenmeyer would replace Elaine Brackhan; Cheryl Kraft to replace Francis Stewart and Dave Neal to replace Jim Stansberry.

Moved by Bredenkamp, seconded by Neujahr to adopt Resolution #10-36 appointing Janelle Schachenmeyer, Cheryl Kraft and Dave Neal to the York County Aging Services Commission to serve a two year term commencing May 18, 2010; roll call: yeas, Bredenkamp, Neujahr, Bergen, Bulgrin and Brown; nays, none; motion carried.

RESOLUTION #10-36

WHEREAS, the York County Board of Commissioners have been advised that the terms of Jim Stansberry, Elaine Brackhan and Francis Stewart are expiring; and

WHEREAS, the Board is aware that they do not wish to be reappointed; and

WHEREAS, Lori Byers, Area on Aging Program Manager has submitted the names of Dave Neal, Janelle Schachenmeyer and Cheryl Kraft and advised that they are willing to serve;

NOW THEREFORE, BE IT RESOLVED that Dave Neal is hereby appointed to replace Jim Stansberry; Cheryl Kraft to replace Francis Stewart and Janelle Schachenmeyer to replace Elaine Brackhan on the York County Aging Services Commission for a period of 2 years beginning May 18, 2010.

Dated this 18th day of May, 2010.

Committee reports were given. Chairman Brown asked that those Commissioners who are on the Handbook Committee research the Compensatory Time issue.

Cynthia D. Heine, York County Clerk and Sharilyn Ramsey, Clerk of the District Court submitted their April fee reports in the respective amounts of \$22,238.94 and \$1,898.98. The reports were reviewed and placed on file.

Brenda Scavo submitted the April 30, 2010 Fund Balances. The report was reviewed and placed on file.

General	\$1,241,142.12
Road	\$807,195.15
Juvenile Diversion	\$631.51
Data Processing Fund	\$6,767.17
Unemployment Security	\$10,433.10
Area on Aging	\$24,530.17
Relief & Medical	\$25,649.02
State Institutions	\$8,619.35
Busy Wheels	\$8,005.55
STOP	\$10,115.31
Drug Testing Fund	\$5,843.54
Debt Service	\$435,651.88
Inheritance Tax	\$1,493,217.63
Emergency Mgmt	\$30,205.35
Law Enforcement Operations	\$25,558.40
Courthouse Bldg Fund	\$10,000.52
Handicapp Access	\$8,190.36
Noxious Weed Dist	\$26,413.19
Ambulance	\$127,576.63
911 Emergency	\$53,604.88
Comm. Dev. Blk Grant	\$7.47
County Visitors Impr Fund	\$168,311.56
Visitors Promotion	\$15,011.24

The Chairman declared the meeting adjourned at 11:45 a.m. The next meeting will be June 1, 2010 at 8:30 a.m. with Elected Officials/Department Heads; 9:20 a.m. with the General Assistance Administrator and 9:35 a.m. in the County Commissioners Room, lower level of the Courthouse for the regularly scheduled meeting.

Augustus M. Brown Jr. Chairman
York County Commissioners

Cynthia D. Heine, County Clerk
York, Nebraska